

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

Rachael Decker,  
Plaintiff

v.

United Collection Bureau, Inc.,  
Defendant

Docket 3:20-cv-02229-RDM

**JOINT MOTION TO EXTEND  
DISCOVERY**

(JUDGE ROBERT D. MARIANI)

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Plaintiff Rachel Decker (“Plaintiff”) and Defendant United Collection Bureau, Inc. (“UCB”), by and through their undersigned counsel, move the Court for an Order extending the deadline to complete discovery by thirty (30) days, through and including September 22, 2023, showing the Court as follows:

1. Plaintiff filed the initial Complaint in Lackawanna County Court of Common Pleas on October 26, 2020.
2. UCB subsequently removed this matter to the United States District Court for the Middle District of Pennsylvania on November 30, 2020. [Dkt. 1].
3. Plaintiff filed an Amended Complaint on December 21, 2020. [Dkt. 5].
4. Plaintiff alleges that UCB’s October 31, 2019 letter to her violated the FDCPA because its inclusion of the “Account Balance” and “Minimum Payment Due” was confusing and misleading.
5. UCB filed a Motion to Dismiss the Amended Complaint for failure to state a claim on January 4, 2021 [Dkt. 6], which is still pending.

6. Discovery is currently scheduled to close on August 23, 2023. [Dkt. 41].

7. The Parties have engaged in written discovery, but still need to conduct depositions.

8. On November 17, 2021, UCB filed for a protective order which stated the process and procedure for designating discovery materials as confidential. [Dkt. 18]. This motion was denied as moot on March 17, 2022 [Dkt. 24], and UCB was directed to submit any discovery dispute through letter, after which the Court would schedule a discovery conference.

9. On June 15, 2022, UCB filed a letter requesting that the Court enter into a protective order. [Dkt. 26]. Plaintiff opposed UCB's request and requested that the Court hold a discovery conference due to UCB's purported discovery misconduct. [Dkt. 27].

10. The Court entered an Order on April 21, 2023 denying UCB's request for a protective order and holding that the parties must conduct the 30(b)(6) deposition without a confidentiality order in place, "with the understanding that to the extent questions are posed to the 30(b)(6) witness that Defense counsel believes invade a recognized privilege or are otherwise objectionable, Defense counsel may proceed as provided in Federal Rule of Civil Procedure 30(c)(2)." Dkt. 42.

11. The parties are working with each other in order to schedule UCB's corporate designee's deposition and Plaintiff's deposition.

12. UCB's corporate deposition was scheduled to go forward on August 17, 2023. However, Defense Counsel has an emergency medical situation in his family that required the deposition to have to be adjourned.

13. The parties are also working to schedule Plaintiff's deposition.

14. In this regard, the parties believe that the short discovery extension provides sufficient time for the parties to conduct the depositions.

15. The parties previously filed a joint motion to extend discovery sixty days on December 16, 2021. [Dkt. 21]. The motion was granted by Court Order dated December 20, 2021. [Dkt. 22].

16. Subsequently, the parties filed a joint motion to extend discovery ninety days on March 16, 2022 [Dkt. 23] which was granted by Court Order dated March 17, 2022. [Dkt. 25].

17. Additionally, the parties filed a motion to extend discovery sixty days on June 27, 2022 [Dkt. 30] which was granted on June 28, 2022. [Dkt. 31].

18. The parties filed another motion to extend discovery sixty days on August 24, 2022 [Dkt. 33] which was granted by Order dated August 25, 2022. [Dkt. 34].

19. The parties filed another motion to extend discovery ninety days on October 24, 2022 [Dkt. 35] which was granted by Order dated October 26, 2022. [Dkt. 36].

20. Further, the parties also filed a motion to extend discovery ninety days on January 23, 2023 [Dkt. 38] which was granted by Order dated January 24, 2023. [Dkt. 39].

21. The parties filed a motion to extend discovery ninety days on April 17, 2023 [Dkt. 40] which was granted by Order dated April 18, 2023. [Dkt. 41].

22. Lastly, the parties filed a motion to extend discovery thirty days on July 18, 2023 [Dkt. 46] which was granted by Order dated July 19, 2023. [Dkt. 47].

23. In light of the foregoing, the Parties have agreed to a thirty (30) day extension of time to complete discovery, through and including September 22, 2023.

24. The parties additionally request that the deadline to file dispositive motions be extended accordingly until October 23, 2023.

25. Accordingly, the Parties submit that good cause exists for an extension, and respectfully request that the Court enter an Order extending the time to complete discovery.

26. This request is made in good faith and not for purposes of delay.

WHEREFORE, the undersigned counsel respectfully request that the Court:  
(i) enter the attached proposed Order extending the close of discovery, and (ii) grant such further relief that this Court deems to be appropriate and just.

Respectfully submitted this 16th day of August 2023.

**FREEMAN LAW**

/s/ Brett Freeman  
Brett Freeman  
Bar No.: 308834  
Freeman Law  
210 Montage Mountain Road  
Moosic, PA 18507  
*Counsel for Plaintiff*

**GORDON & REES LLP**

/s/ Peter G. Siachos  
Peter G. Siachos  
Bar No.: 318250  
Gordon Rees Scully Mansukhani  
18 Columbia Turnpike, Suite 220  
Florham Park, NJ 07932  
*Counsel for United Collection Bureau,  
Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 16th day of August, 2023, served a copy of the foregoing upon all parties to this matter by electronically filing the same with the CM/ECF electronic filing system, which will cause a copy to be electronically served on all counsel of record.

**GORDON & REES, LLP**

/s/ Peter G. Siachos

Peter G. Siachos